

PRICE OKAMOTO HIMENO & LUM

WARREN PRICE III 1212  
ROBERT A. MARKS 2163  
707 Richards Street, Suite 728  
Honolulu, Hawaii 96813  
Phone: 808.538.1113  
Fax: 808.533.0549  
e-mail: ram@pohlhawaii.com

Attorneys for All Defendants  
KIAHUNA GOLF CLUB, LLC,  
KG KAUAI DEVELOPMENT, LLC,  
PUKALANI GOLF CLUB, LLC,  
KG MAUI DEVELOPMENT, LLC,  
MILILANI GOLF CLUB, LLC,  
QK HOTEL, LLC, OR HOTEL, LLC,  
AND KG HOLDINGS, LLC

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

SPORTS SHINKO CO., LTD., a  
Japanese corporation,

Plaintiff,

vs.

QK HOTEL, LLC, a Hawai'i limited  
liability company; KG HOLDINGS, LLC,  
a Hawai'i limited liability company and  
FRANKLIN K. MUKAI,

Defendants,

and

FRANKLIN K. MUKAI,

CV 04-00124 ACK-BMK

CONSOLIDATED CASES

CERTIFICATE OF SERVICE

(Re: Stipulation Regarding Certain  
Exhibits In Support Of KG  
Defendants' Motion To Dismiss CV.  
Nos. 04-00125 ACK-BMK, 04-00126  
ACK-BMK And 04-00128 ACK-  
BMK For Lack Of Subject Matter  
Jurisdiction Filed November 16, 2006;  
Order; Redacted Exhibits 6-8 & 10-  
12)

Third-Party Plaintiff,

vs.

SPORTS SHINKO (USA) CO., LTD., a Delaware corporation; SPORTS SHINKO (HAWAII) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (MILILANI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (KAUAI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (PUKALANI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO RESORT HOTEL CORPORATION, a Hawai'i corporation; SPORTS SHINKO (WAIKIKI) CORPORATION, a Hawai'i corporation; and OCEAN RESORT HOTEL CORPORATION, a Hawai'i corporation,

Third-Party Defendants,

and

SPORTS SHINKO (HAWAII) CO., LTD., a Hawai'i corporation; SPORTS SHINKO RESORT HOTEL CORPORATION, a Hawai'i corporation; and SPORTS SHINKO (WAIKIKI) CORPORATION, a Hawai'i corporation,

Third-Party Defendants /  
Counterclaimants,

vs.

QK HOTEL, LLC, a Hawai'i limited liability company; KG HOLDINGS, LLC, a Hawai'i limited liability company; and FRANKLIN K. MUKAI,

Third-Party Counterclaim  
Defendants

---

SPORTS SHINKO (USA) CO., LTD., a  
Delaware corporation,

Plaintiff,

vs.

PUKALANI GOLF CLUB, LLC, a  
Hawai'i limited liability company; KG  
MAUI DEVELOPMENT, LLC, a  
Hawai'i limited liability company; KG  
HOLDINGS, LLC, a Hawai'i limited  
liability company; and FRANKLIN K.  
MUKAI,

Defendants,

and

FRANKLIN K. MUKAI,

Third-Party Plaintiff,

vs.

SPORTS SHINKO CO., LTD., a  
Japanese corporation; SPORTS SHINKO  
(HAWAII) CO., LTD., a Hawai'i  
corporation; SPORTS SHINKO  
(MILILANI) CO., LTD., a Hawai'i  
corporation; SPORTS SHINKO (KAUAI)  
CO., LTD, a Hawai'i corporation;  
SPORTS SHINKO (PUKALANI) CO.,  
LTD., a Hawai'i corporation; SPORTS  
SHINKO RESORT HOTEL  
CORPORATION, a Hawai'i corporation;

CV 04-00125 ACK-BMK

SPORTS SHINKO (WAIKIKI)  
CORPORATION, a Hawai'i corporation;  
and OCEAN RESORT HOTEL  
CORPORATION, a Hawai'i corporation,

Third-Party Defendants,

and

SPORTS SHINKO CO., LTD., a  
Japanese corporation; SPORTS SHINKO  
(HAWAII) CO., LTD., a Hawai'i  
corporation; and SPORTS SHINKO  
(PUKALANI) CO., LTD., a Hawai'i  
corporation,

Third-Party Defendants /  
Counterclaimants,

vs.

PUKALANI GOLF CLUB, LLC, a  
Hawai'i limited liability company; KG  
MAUI DEVELOPMENT, LLC, a  
Hawai'i limited liability company; KG  
HOLDINGS, LLC, a Hawai'i limited  
liability company; and FRANKLIN K.  
MUKAI,

Third-Party Counterclaim  
Defendants.

---

SPORTS SHINKO (USA) CO., LTD.,  
a Delaware corporation,

Plaintiff,

vs.

CV 04-00126 ACK-BMK

KIAHUNA GOLF CLUB, LLC, a  
Hawai'i limited liability company; KG  
KAUAI DEVELOPMENT, LLC, a  
Hawai'i limited liability company;  
PUKALANI GOLF CLUB, LLC, a  
Hawai'i limited liability company; KG  
MAUI DEVELOPMENT, LLC, a  
Hawai'i limited liability company;  
MILILANI GOLF CLUB, LLC, a  
Hawai'i limited liability company; QK  
HOTEL, LLC, a Hawai'i limited  
liability company, OR HOTEL, LLC, a  
Hawai'i limited liability company; KG  
HOLDINGS, LLC, a Hawai'i limited  
liability company; and FRANKLIN K.  
MUKAI,

Defendants,

and

FRANKLIN K. MUKAI

Third-Party Plaintiff,

vs.

SPORTS SHINKO CO., LTD., a  
Japanese corporation; SPORTS  
SHINKO (HAWAII) CO., LTD., a  
Hawai'i corporation; SPORTS  
SHINKO (MILILANI) CO., LTD., a  
Hawai'i corporation; SPORTS  
SHINKO (KAUAI) CO., LTD., a  
Hawai'i corporation; SPORTS  
SHINKO (PUKALANI) CO., LTD., a  
Hawai'i corporation, SPORTS  
SHINKO RESORT HOTEL  
CORPORATION, a Hawai'i  
corporation; SPORTS SHINKO

(WAIKIKI) CORPORATION, a  
Hawai'i corporation; and OCEAN  
RESORT HOTEL CORPORATION, a  
Hawai'i corporation,

Third-Party Defendants,

and

SPORTS SHINKO (HAWAII) CO.,  
LTD., a Hawai'i corporation and  
SPORTS SHINKO (KAUAI) CO.,  
LTD., a Hawai'i corporation,

Third-Party Defendants /  
Counterclaimants,

vs.

KIAHUNA GOLF CLUB, LLC, a  
Hawaii limited liability company; KG  
KAUAI DEVELOPMENT, LLC, a  
Hawai'i limited liability company;  
PUKALANI GOLF CLUB, LLC, a  
Hawai'i limited liability company; KG  
MAUI DEVELOPMENT, LLC, a  
Hawai'i limited liability company; QK  
HOTEL, LLC, a Hawai'i limited  
liability company; OR HOTEL, LLC, a  
Hawai'i limited liability company; KG  
HOLDINGS, LLC, a Hawai'i limited  
liability company; and FRANKLIN K.  
MUKAI,

Third-Party Counterclaim  
Defendants.

---

SPORTS SHINKO CO., LTD., a  
Japanese corporation,

CV 04-00127 ACK-BMK

Plaintiff,

vs.

OR HOTEL, LLC, a Hawai'i limited liability company; KG HOLDINGS, LLC, a Hawai'i limited liability company; and FRANKLIN K. MUKAI,

Defendants,

and

FRANKLIN K. MUKAI

Third-Party Plaintiff,

vs.

SPORTS SHINKO (USA) CO., LTD., a Delaware corporation; SPORTS SHINKO (HAWAII) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (MILILANI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (KAUAI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO (PUKALANI) CO., LTD., a Hawai'i corporation; SPORTS SHINKO RESORT HOTEL CORPORATION, a Hawai'i corporation; SPORTS SHINKO (WAIKIKI) CORPORATION, a Hawai'i corporation; and OCEAN RESORT HOTEL CORPORATION, a Hawai'i corporation,

Third-Party Defendants,

and

SPORTS SHINKO (HAWAII) CO., LTD., a Hawai'i corporation; SPORTS SHINKO RESORT HOTEL CORPORATION, a Hawai'i corporation; and SPORTS SHINKO (WAIKIKI) CORPORATION, a Hawai'i corporation,

Third-Party Defendants /  
Counterclaimants,

vs.

OR HOTEL, LLC, a Hawai'i limited liability company; KG HOLDINGS, LLC, a Hawai'i limited liability company; and FRANKLIN K. MUKAI,

Third-Party Counterclaim  
Defendants.

---

SPORTS SHINKO (USA) CO., LTD., a Delaware corporation,

Plaintiff,

vs.

MILILANI GOLF CLUB, LLC, a Hawai'i limited liability company; KG HOLDINGS, LLC, a Hawai'i limited liability company; and FRANKLIN K. MUKAI,

Defendants,

CV 04-00128 ACK-BMK



and

FRANKLIN K. MUKAI,

Third-Party Plaintiff,

vs.

SPORTS SHINKO CO., LTD., a  
Japanese corporation; SPORTS SHINKO  
HAWAII) CO., LTD., a Hawai'i  
corporation; SPORTS SHINKO  
(MILILANI) CO., LTD., a Hawai'i  
corporation; SPORTS SHINKO (KAUAI)  
CO., LTD., a Hawai'i corporation;  
SPORTS SHINKO (PUKALANI) CO.,  
LTD., a Hawai'i corporation; SPORTS  
SHINKO RESORT HOTEL  
CORPORATION, a Hawai'i corporation;  
SPORTS SHINKO (WAIKIKI)  
CORPORATION, a Hawai'i corporation;  
and OCEAN RESORT HOTEL  
CORPORATION, a Hawai'i corporation,

Third-Party Defendants,

and

SPORTS SHINKO (HAWAII) CO.,  
LTD., a Hawai'i corporation and  
SPORTS SHINKO (MILILANI) CO.,  
LTD., a Hawai'i corporation,

Third-Party Defendants /  
Counterclaimants,

vs.

MILILANI GOLF CLUB, LLC, a

Hawai'i limited liability company; KG HOLDINGS, LLC, a Hawai'i limited liability company, and FRANKLIN K. MUKAI,

Third-Party Counterclaim  
Defendants.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of STIPULATION REGARDING CERTAIN EXHIBITS IN SUPPORT OF KG DEFENDANTS' MOTION TO DISMISS CV. NOS. 04-00125 ACK-BMK, 04-00126 ACK-BMK AND 04-00128 ACK-BMK FOR LACK OF SUBJECT MATTER JURISDICTION FILED NOVEMBER 16, 2006; ORDER; REDACTED EXHIBITS 6-8 & 10-12, filed on January 5, 2007 was served upon the following at their last know address via hand delivery on January 8, 2007:

PAUL ALSTON, ESQ.  
GLENN T. MELCHINGER, ESQ.  
Alston Hunt Floyd & Ing  
American Savings Bank Tower  
1001 Bishop Street, 18th Floor  
Honolulu, Hawaii 96813

Attorneys for Plaintiff  
SPORTS SHINKO CO., LTD.  
AND SPORTS SHINKO (USA)

WILLIAM BORDNER, ESQ.  
JOHN REYES-BURKE, ESQ.  
Burke McPheeters Bordner & Estes  
Pacific Guardian Center, Mauka Tower  
737 Bishop Street, Suite 3100  
Honolulu Hawaii 96813

Attorneys for FRANKLIN MUKAI

DATED: Honolulu, Hawaii, January 9, 2007.

/s/ Robert A. Marks

WARREN PRICE III  
ROBERT A. MARKS

Attorneys for All Defendants  
KIAHUNA GOLF CLUB, LLC,  
KG KAUAI DEVELOPMENT, LLC,  
PUKALANI GOLF CLUB, LLC,  
KG MAUI DEVELOPMENT, LLC,  
MILILANI GOLF CLUB, LLC,  
QK HOTEL, LLC, OR HOTEL, LLC,  
AND KG HOLDINGS, LLC